App. F. IX-4

PRESERVED

Previous References. 1941-42 (Legis) File No. L-41.

Serial Nos. 103-104

Later References.
R.T 84-41-(1,2)
R.T 41-42(1,2)
No 188-43-165
R.T 2-45-(1,2)

(11)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for

SUBJECT.

Elections under Defence of India Rules.
Prohibition of guns equipment
to motor vehicles.

prohibiting the attachment of producer gas equipment to Motor Vehicles

General and Revenue Secretariat | File No. 92 M 2 of 194 /. | [App. F. III-2

Serial No.

From the Inspector-General of Police in Mysore
D.O. No. C. 6. 136/ 4142 Dated 10-3-1942.

States that it is necessary to issue Notification under Rule 89(d) of the Defence of India Rules prohibiting until further notice the attachment of Producer Gas equipment to any Vehicle in the Mysore State without the permission of the I.G. of Police for reasons explained and also requests that necessary instructions be issued to the District Magistrates to issue Notices to all owners of Motor Lorries & buses licensed in the Districts not to remove their Vehicles from the Dist without the permission of the District Magistrates

Orders on the P. U. D. :—

"Submitted for perusal"

Law Ministry) Intls G.M. 11/3/42

Orders of the Law Ministry on P.U.D.

"Please draft necessary notifications. Why no Govt. notify regarding (2)"

Intls A.V.R. 11/3/42

The Inspector General of Police requests that orders under Rule 89 (2) (d) may be issued --

(a) prohibiting the attachment of producer gas equipment to motor vehicles without the permission of the I.G.P. and (b) prohibiting the owners of motor lorries and buses from removing their vehicles from the districts in which they are licensed without the permission of the District Magistrate.

Though the powers vested in Government by sub-section

NOTE—Cont. Sheet.

WD 04155--G1'B—55,000—23-10-41

Serial No.

sub-section (2) of rule 89 ~~(2)~~ of the Defence of India Rules have been delegated recently to the Deputy Commissioners, the powers vested in the Government are not exhausted by such delegation. They could be exercised independently by Government. It is, however, respectfully submitted that rule 89 (2) (d) does not seem to be appropriate for the two cases proposed by the I.G.P. That rule enables Government to require any person owning, or having in his possession, or under his control any animal or vehicle to comply with any directions given by any person specified in the order. In the two cases under reference, the owners of motor buses and lorries are not to be required to comply with any directions that may be given to them by the I.G.P. or the District Magistrate, as the case may be, but they are to be prohibited from ~~either~~ equipping their vehicles with producer gas equipment ~~or~~ and from removing their vehicles beyond the bounds of the districts in which they are licensed.

Rule 89 (2) (a) seems to be more appropriate, since it empowers Government to regulate, restrict or give directions with respect to the use of any vehicle for the purpose of road transport.

The Government of Madras have recently issued an order similar to the one now proposed by the I.G.P. prohibiting vehicles armarked for A.R.P. purposes from proceeding out of the Madras Fortress area (vide flag A). It is not directed

Serial No.

directed to the owners of the vehicles as required by Rule 89 (2) (d), but is more general. No specific mention is made of the sub-clause under which it is issued. It is stated that it is issued under Rule 89 (2). An order drafted on the same lines directing that no person shall remove any motor lorry or bus from the limits of the District in which it is licensed without the permission of the District Magistrate of the District, is submitted for consideration.

As regards the prohibition regarding the attachment of producer gas equipment although such an order was issued a week ago, by the Madras Government, a copy of it is not available here. Draft of an order prohibiting the use of such equipment is submitted for consideration.

The Law Section may also be consulted

12/3

Chief Secy)

12/3

Law Secy)

I agree with the note above. The Notifications in question may issue under R. 89 (2) (a) of the Motor Vehicles Rules.

Draft No I may require a slight change — In line 7 the word "Motor

NOTE—Contn. Sheet.

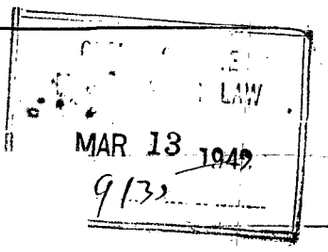
WD 04155—GPB—55,000—23-10-41

9229/42

File No. of 194

General and Revenue Secretariat.

Serial No.



may be omitted, & "Vehicle" alone may be retained, for, the word "Vehicle" is defined in Rule 89 (1).

Further after the word "Vehicle" the words "licensed for road transport" may be added.

By effecting these Changes, the Notification will be in keeping with Rule 89(2) (a) of the Defence of India Rules.

Draft No II is alright - need no further Change.

Law Secretary) 13/3/42

No need to alter the draft as this order is intended to cover any motor Vehicles.

The draft may be approved

Minister in Law.) 13.3.42

13/3

18/3

18/3

14.3.42

Issue and submit
14/3

922 | RL

Serial No.

103 To The compiler, Mysore Gazette

Notification No RL 1878 Legis 2-41-103 dated 14-3-1942 — Notifies that by Sub-rule (2) of Rule 89 of the Defence of India Rules as applies to Mysore it is prohibited (the) to attach producer gas equipment to any motor vehicle in the Mysore State without the permission

To: The Inspector general of police in Mysore (Q.P.)

Memo No 1879 dated 14-3-42 — Forwards copy of the above notification for information and further action.

104 To The compiler, Mysore Gazette

Notification No RL 1880 - Legis 2-41-104, dated 14-3-42 — Notifies that by Sub-rule (2) of Rule 89 of the Defence of India Rules, no person shall remove any motor-lorry or bus from the limits of the district without the permission of the District Magistrate of the concerned District

To: The District Magistrates of Districts
D.G. of police

Memo No RL 1881-90 dated 14-3-42
Forwards copy of the above notification for information and necessary action

Resubmitted as per orders above

MRV 16/3

2V.
14-3-42 (Law Secy)

BVM 14/3/42

GEOL. DEPT. 2239 GOVT OF MYSORE

NOTE—Contn. Sheet.

Instructions to Motor Vehicles under Defence of India Rules.

File No. 922/RL of 194

General and Revenue
Secretariat
R. A. & L. C.

Serial No.

DEWAN'S OFFICE
10 MAR 1942
8047

For perusal

Dewan

Hm
2
18/3/42.

Hm
20/3/42

Hm
2
23/3/42

Immediate.

O. No.C.C.136/4142

BANGALORE

March 10, 1942.

G. B. PEEL, Esq., C.I.E.,
Inspector-General of Police
in Mysore.

Subject: Requisition of motor transport by the Military authorities.

Dear Mr Mehkri

The D.O.M.E., Madras District. came to see me this morning and explained that the Military authorities would shortly require to requisition 160 motor vehicles (80 lorries and 80 buses) for an indefinite period, for use in Bangalore. He added that it was hoped to obtain all but about 20 of these from the Mysore State

The intention is to hire these vehicles on comprehensive a[g]ments which will provide for each vehicle to be restored to its owner in the condition in which it was taken over, or for compensation to be paid in lieu.

Since the vehicles to be requisitioned must be petrol driven, it is desired that the Mysore Government should immediately issue a notification under rule 89(d) of the Defence of India Rules, prohibiting until further notice the attachment of producer gas equipment to any motor vehicle in the Mysore State without the permission of the Inspector-General of Police. Fifty printed copies of the notification may kindly be sent to me for distribution

It is also necessary to instruct District Magistrates to issue notices under rule 89(d) to all owners of motor lorries and buses ~~registered~~ licensed in their districts not to remove their vehicles from the district without the permission of the District Magistrate.

Yours sincerely,
G. B. Peel

G.M.Mehkri, Esq., B.A., LL.B.,
Chief Secretary to the Government of Mysore.

M-2-41-103

Draft Notification

Govt of His Highness the Maharaja of Mysore

~~G.O.~~ No.

Dated....

In exercise of the powers conferred by sub-rule (2) of rule 89 of the Defence of India Rules, as applied to Mysore, the Government of His Highness the Maharaja are pleased to prohibit until further notice the attachment of producer gas equipment to any ~~motor~~ motor vehicle in the Mysore State without the permission of the Inspector General of Police.

By order.

Hm
2
Secy 13.3 to Govt
Law Dept

JMEV 12/3

To. The Compiler Mysore Gazette for publication in the Gazette & for supply of 150 spare Copies.

Memo. No. R.L. 1879.

Copy to the I.G. of Police for information & necessary action with reference to his Do. no C.C. 136/41-42.

Dated 10.3.1942.

By order.

For Secretary to Govt
Law Dept

BMP

No. R.L. 1880-Legis-41-104

14/3/42

Draft Notification.

Govt. of His Highness the Maharaja of Mysore

~~C.O.~~ No.

Dated....

In exercise of the powers conferred by sub-rule (2) of rule 89 of the Defence of India Rules, as applied to Mysore, the Government of His Highness the Maharaja are pleased to order that no person shall remove any motor-lorry or bus from the limits of the district in which it is licensed without the permission of the District Magistrate of the District.

By order,

13.3.

Secy. to Govt.
Law Deptt.

To. The Compiler Mysore Gazette for publication in the Gazette for supply of 150 spare copies.

Memo No. R.L. 1881-90.

Copy to the District Magistrates & to the I.G. of Police for information and necessary action.

By order,

For Secretary to Govt.
Law Deptt.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat,
Bangalore, dated 14th March 1942.

No. D.L. 1880-Legis.7-41-104

NOTIFICATION.

In exercise of the powers conferred by sub-rule (3) of rule 69 of the Defence of India Rules, as applied to Mysore, the Government of His Highness the Maharaja are pleased to order that no person shall remove any motor-lorry or bus from the limits of the district in which it is licensed without the permission of the District Magistrate of the District.

By Order,

M.S. M.V. Narayana I

SECRETARY TO GOVERNMENT,
Law Department.

Memo No. 20

The Compiler, Mysore Gazette, for publication in part III in the Gazette.

Memo No: D.L. 1881-90 dated Bangalore, 14th March 1942.

Copy of the above is forwarded with compliments to the District Magistrates of Districts and the Inspector General of Police in Mysore, for information and necessary action.

By Order,

Fair Draft)

M.K. Narasimhan

For Secretary to Government,
Law Department.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. R.L. 1879/Legis. 2-41-103. General and Revenue Secretariat,

Dated Bangalore, ... 14th March 1942.

NOTIFICATION.

In exercise of the powers conferred by sub-rule (2) of rule 81 of the Defence of India Rules, as applied to Mysore, the Government of His Highness the Maharaja are pleased to prohibit until further notice the attachment of producer gas equipment to any motor vehicle in the Mysore State without the permission of the Inspector General of Police.

By Order,

Sd. H.V. NARAYANA RAO.

[illegible],
Law Department.

To

The Compiler, Mysore Gazette, for publication, in the Gazette and for supply of 150 spare copies to this office.

Memo No: RsL. 1879 dated Bangalore, 14th March 1942.

Copy of the above is forwarded, with compliments, to the Inspector General of Police for information and necessary action with reference to his D.O. No. C.C. 136/41-42 dated 10th March 1942.

By Order,

For Secretary to ~~Government~~,
Law Department.-